

United States District Court

DISTRICT OF

Massachusetts

Michael E. Criden, individually and on behalf of all
others similarly situated,

Plaintiff,

SUMMONS IN A CIVIL CASE

V.

CASE NUMBER:

Biopure Corp., Thomas A. Moore and Carl W.
Rausch,

Defendants.

04-10046 NG

TO: (Name and address of defendant)

Biopure Corp.
11 Hurley Street
Cambridge, MA 02141

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

Patrick T. Egan, Esq.
Berman DeValerio Pease Tabacco Burt & Pucillo
One Liberty Square
Boston, MA 02109

an answer to the complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

TONY ANASTAS

CLERK

[Signature]
(BY) DEPUTY CLERK



JAN - 8 2004

DATE

RETURN OF SERVICE

Service of the Summons and Complaint was made by me (1)

DATE

January 27, 2004

NAME OF SERVER

JOSEPH OLINTO

TITLE

Process Server / A Disinterested Person

Check one box below to indicate appropriate method of service

☐ Served personally upon the defendant. Place where served:

_____, MASSACHUSETTS

☐ Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person whom the summons and complaint were left:

Said service was made at: _____, MASSACHUSETTS

☒ Other: By handing true and attested copies thereof to Ms. Kristan Riccardi, Administrative Assistant and
Duly Authorized Agent for the within-named Defendant, Biopure Corp.

Said service was made at:

_____ 11 Hurley Street, Cambridge _____, MASSACHUSETTS

STATEMENT OF SERVICE FEES

TRAVEL

SERVICES

\$ 24.00

TOTAL

\$ 24.00

DECLARATION OF SERVER

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on January 27, 2004

Date

Signature of Server

One Devonshire Place, Boston, Massachusetts

Address of Server

ADDITIONAL INFORMATION

PLEASE NOTE THAT IT WAS NECESSARY TO MAKE _____ ATTEMPTS BEFORE MAKING PROPER SERVICE.

Date

Time

Remarks

FEE

\$ _____ .00

\$ _____ .00

\$ _____ .00

\$ _____ .00

\$ _____ .00

\$ _____ .00

DUE & DILIGENT SEARCH: \$ _____ .00 No service was made
because when constable arrived at said address he discovered said address to be

TOTAL \$ _____ .00

(1) As to who may serve a summons see Rule 4 to the Federal Rules of Civil Procedure.